

CLEAN WATER ACT2-101. Uniform National Discharge Standards - Determinations for a No-Discharge Zone by State Prohibition

1. **AUTHORITY.** Pursuant to Section 312(n)(7)(A) of the Clean Water Act, upon request of a state desiring to establish by state prohibition a no-discharge zone for a discharge incidental to the normal operation of an armed forces vessel, the authority:
  - a. To determine that adequate facilities for the safe and sanitary removal of the discharge are reasonably available for the waters to which the prohibition would apply.
  - b. To determine that the prohibition will not have the effect of discriminating against a vessel of the armed forces by reason of the ownership or operation by the federal government, or the military function, of the vessel.
2. **TO WHOM DELEGATED.** Director, Water Division.
3. **LIMITATIONS.** None.
4. **REDELEGATION AUTHORITY.**
  - a. This authority may not be redelegated.
  - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.** 40 C.F.R. Part 1700 - Uniform National Discharge Standards for Vessels of the Armed Forces.



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Debra H. Thomas  
Acting Regional Administrator

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